

**Tentative Order Ventura County Municipal Separate Storm Sewer System Permit
(NPDES No. CAS004002)
June 3, 2009**

**Change Sheet
(from the version transmitted on June 2, 2009)**

Proposed additions and/or edits are **underlined**. Deletions are in **~~striketrough~~**.

Proposed Changes

1. Page 61, 4.E.I.1- “The Permittees shall implement a Planning and Land Development Program pursuant to part 5.E. for all New Development and Redevelopment projects subject to this Order...”

Correction: “The Permittees shall implement a Planning and Land Development Program pursuant to part 5.E. for all New Development and Redevelopment projects subject to this Order”

2. Page 64, 4.E.II.2.(a).(1)- “Land-disturbing activity that results in the creation or addition or replacement of 5,000 square feet or more of impervious surface area on an already developed site on development categories identified in subpart 5.E.II.1.”

Correction: “Land-disturbing activity that results in the creation or addition or replacement of 5,000 square feet or more of impervious surface area on an already developed site on development categories identified in subpart ~~5.E.II.1~~ 4.E.III.1.(a)-(c).”

3. Page 65, 4.III.1.(a)- “Except as provided in subpart 4.E.III.2 below, Permittees shall require all New Development and Redevelopment projects identified in subpart 4.E.II to control pollutants, pollutant loads, and runoff volume emanating from impervious surfaces through infiltration, storage for reuse, evapotranspiration, or bioretention/biofiltration by reducing the percentage of Effective Impervious' Area (EIA) to 5 percent or less of the total project area.”

Correction: “Except as provided in subpart 4.E.III.21.(c) below, Permittees shall require all New Development and Redevelopment projects identified in subpart 4.E.II to control pollutants, pollutant loads, and runoff volume emanating from impervious surfaces through infiltration, storage for reuse, evapotranspiration, or bioretention/biofiltration by reducing the percentage of Effective Impervious' Area (EIA) to 5 percent or less of the total project area.”

4. Page 65, 4.III.1.(a)- “Except as provided in subpart 4.E.III.2 below, Permittees shall require all New Development and Redevelopment projects identified in subpart 4.E.II to control pollutants, pollutant loads, and runoff volume emanating from impervious surfaces through infiltration, storage for reuse, evapotranspiration, or bioretention/biofiltration by reducing the percentage of Effective Impervious' Area (EIA) to 5 percent or less of the total project area.”

Correction: “Page 65, 4.III.1.(a)- “Except as provided in subpart 4.E.III.2 below, Permittees shall require all New Development and Redevelopment projects identified in subpart 4.E.II

to control pollutants, pollutant loads, and runoff volume emanating from impervious surfaces through infiltration, storage for reuse, evapotranspiration, or bioretention/biofiltration by reducing the percentage of Effective Impervious' Area (EIA) to 5 percent or less of the total project area.”

5. Page 66, 4.E.III.1.(d)- “To address any impervious surfaces that may not be rendered "ineffective, " surface discharge of stormwater runoff if any, that results from New Development and Redevelopment projects identified in subpart 4.E.11 which have complied with subparts 4.E.I11 1(a)-(c), above, shall be mitigated in accordance with subpart 4.E.III.3.”

Correction: “To address any impervious surfaces that may not be rendered "ineffective, " surface discharge of stormwater runoff if any, that results from New Development and Redevelopment projects identified in subpart 4.E.~~II~~III which have complied with subparts 4.E.I11 1.(a)-(c), above, shall be mitigated in accordance with subpart 4.E.III.3.”

6. Page 66, 4.E.III.1.(d)- “To address any impervious surfaces that may not be rendered "ineffective, " surface discharge of stormwater runoff if any, that results from New Development and Redevelopment projects identified in subpart 4.E.11 which have complied with subparts 4.E.I11 1(a)-(c), above, shall be mitigated in accordance with subpart 4.E.III.3.”

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7. Page 66, 4.E.III.1.(d)- “To address any impervious surfaces that may not be rendered "ineffective, " surface discharge of stormwater runoff if any, that results from New Development and Redevelopment projects identified in subpart 4.E.11 which have complied with subparts 4.E.I11 1(a)-(c), above, shall be mitigated in accordance with subpart 4.E.III.3.”

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8. Page 66, 4.E.III.2.(a)- “To encourage smart growth and infill development of existing urban centers where onsite compliance with post-construction requirements may be technically infeasible, the permittees may allow projects that are unable to meet the Integrated Water Quality/Flow Reduction/Resources Management Criteria in subpart 4.E.111.1, above, to comply with this permit through the alternative compliance measures described in subpart 4.E.I11.2.c, below.”

Correction: “To encourage smart growth and infill development of existing urban centers where onsite compliance with post-construction requirements may be technically infeasible, the permittees may allow projects that are unable to meet the Integrated Water Quality/Flow Reduction/Resources Management Criteria in subpart 4.E.~~II~~III.1, above, to comply with this permit through the alternative compliance measures described in subpart 4.E.I11.2.c, below.”

9. Page 66, 4.E.III.2.(a)- “To encourage smart growth and infill development of existing urban centers where onsite compliance with post-construction requirements may be technically infeasible, the permittees may allow projects that are unable to meet the Integrated Water Quality/Flow Reduction/Resources Management Criteria in subpart 4.E.III.1, above, to comply with this permit through the alternative compliance measures described in subpart 4.E.III.2.c, below.”

Correction: Page 66, 4.E.III.2.(a)- “To encourage smart growth and infill development of existing urban centers where onsite compliance with post-construction requirements may be technically infeasible, the permittees may allow projects that are unable to meet the Integrated Water Quality/Flow Reduction/Resources Management Criteria in subpart 4.E.III.1, above, to comply with this permit through the alternative compliance measures described in subpart 4.E.III.2.e 4.E.III.2, below.”

10. Page 67, 4.E.III.2.(c)- “Alternative Compliance Measures. When a permittee finds that a project applicant has demonstrated technical infeasibility, the permittee shall identify alternative compliance measures that the project will need to comply with as a substitute for the otherwise applicable post-construction requirements listed in subparts 4.E.III.1 (a)-(c) of this permit.”

Correction: “Alternative Compliance Measures. When a permittee finds that a project applicant has demonstrated technical infeasibility, the permittee shall identify alternative compliance measures that the project will need to comply with as a substitute for the otherwise applicable post-construction requirements listed in subparts 4.E.III.1(a)-(c) of this permit.

11. Page 67, 4.E.III.2.(c). (1)- “The project must reduce the percentage of Effective Impervious Area to no more than 30 percent of the total project area and treat all remaining runoff pursuant to the design and sizing requirements of subparts 4.E.III.1 (b)-(d).”

Correction: “The project must reduce the percentage of Effective Impervious Area to no more than 30 percent of the total project area and treat all remaining runoff pursuant to the design and sizing requirements of subparts 4.E.III.1(b)-(d).”

12. Page 67, 4.E.III.2.(c).(2)- “The difference in volume between the amount of stormwater infiltrated, reused, and/or evapotranspired by the project onsite and the otherwise applicable requirements of subparts 4.E.III.1 (a)-(c) (the "offsite mitigation volume"), above, must be mitigated by the project applicant either by performing offsite mitigation that is approved by the permittee or by providing sufficient funding for public or private offsite mitigation to achieve equivalent stormwater volume and pollutant load reduction through infiltration, reuse, and/or evapotranspiration.

Correction: “The difference in volume between the amount of stormwater infiltrated, reused, and/or evapotranspired by the project onsite and the otherwise applicable requirements of subparts 4.E.III.1(a)-(c) (the "offsite mitigation volume"), above, must be mitigated by the project applicant either by performing offsite mitigation that is approved by the permittee or by providing sufficient funding for public or private offsite mitigation to achieve equivalent stormwater volume and pollutant load reduction through infiltration, reuse, and/or evapotranspiration.

13. Page 68, 4.E.III.2.(d)- “Regardless of the methods through which permittees allow project applicants to implement alternative compliance measures, the sub-watershed -wide (defined as draining to the same hydrologic area in the Basin Plan) result of all development must be at least the same level of water quality protection as would have been achieved if all projects utilizing these alternative compliance provisions had complied with subparts 4.E.III.1 (a)-(d) of the permit.”

Correction: “Regardless of the methods through which permittees allow project applicants to implement alternative compliance measures, the sub-watershed -wide (defined as draining to the same hydrologic area in the Basin Plan) result of all development must be at least the same level of water quality protection as would have been achieved if all projects utilizing these alternative compliance provisions had complied with subparts 4.E.III.1_(a)-(d) of the permit.”